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AUSTRALIA

PATENTS ACT 1990

PATENT REQUEST: STANDARD PATENT

I/We, the Applicant(s)/Nominated Person(s) specified below, request I/We be granted a patent for the invention disclosed in the accompanying standard complete specification.

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[54] Invention Title:

Method of Increasing Hair Shine and Repairing Alkaline-Damaged Hair

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	Details of Basic Application(s):	
[31] Appl'n No(s):	[33] Country:	[32] Application Date:
950,817	US	24 September 1992

Basic Applicant(s): Myra Ann Hoshowski and Chaitanya Patel

DATED this TWENTY THIRD day of SEPTEMBER 1993

Helene Curtis, Inc.

By:



Registered Patent Attorney

040748 230993

IRN: 249802

INSTR CODE: 55340

Australia

Patents Act 1990

NOTICE OF ENTITLEMENT

I, John Gordon Hinde, of Spruson & Ferguson, St Martins Tower, 31 Market Street, Sydney, New South Wales 2000, Australia, being the patent attorney for the Applicant(s)/Nominated Person(s) in respect of an application entitled:

Method of Increasing Hair Shine and Repairing
Alkaline-Damaged Hair

state the following:-

The Applicant(s)/Nominated Person(s) has/have entitlement from the actual inventor(s) as follows:-

The Applicant(s)/Nominated Person(s) is/are the assignee(s) of the actual inventor(s).

The Applicant(s)/Nominated Person(s) is/are entitled to rely on the basic application(s) listed on the Patent Request as follows:

The Applicant(s)/Nominated Person(s) is/are the assignee(s) of the basic applicant(s).

The basic application(s) listed on the Patent Request is/are the first application(s) made in a Convention country in respect of the invention.

DATED this TWENTY-SECOND day of SEPTEMBER 1993

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INSTR CODE: 55340



(12) PATENT ABSTRACT (11) Document No. AU-A-47580/93
(19) AUSTRALIAN PATENT OFFICE

(54) Title
METHOD OF INCREASING HAIR SHINE AND REPAIRING ALKALINE-DAMAGED HAIR

International Patent Classification(s)
(51)⁵ A61K 007/08 A61K 007/075

(21) Application No. : 47580/93 (22) Application Date : 23.09.93

(30) Priority Data

(31) Number (32) Date (33) Country
950817 24.09.92 US UNITED STATES OF AMERICA

(43) Publication Date : 31.03.94

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(57) Claim

7. A method of repairing damaged hair that includes uplifted cuticles resulting from contact with an alkaline hair treating composition comprising:

contacting the hair with an acid solution having an acid concentration of about 0.05% to about 1.0% by weight, having a pH in the range of about 2.0 to about 5.0 and containing at least about 0.75 milliequivalent of free acid per milliliter of acid solution; and

rinsing the hair with water.

13. A method of cleansing hair and increasing shine on the cleansed hair comprising contacting the hair with a solid alkaline soap containing a metal salt of a fatty acid to cleanse the hair and to dull the hair; and

thereafter contacting the hair with an acid solution having an acid concentration in the range of about 0.05% to about 1.0% by weight, having a pH in the range of about 2.0 to about 5.0, and containing at least about 0.75 milliequivalent of free acid per milliliter of acid solution; and rinsing the hair with water.

**METHOD OF INCREASING HAIR SHINE
AND REPAIRING ALKALINE-DAMAGED HAIR**

FIELD OF THE INVENTION

The present invention is directed to a method
5 of treating hair that has been chemically damaged
and/or left in a dull, non-shiny condition as a result
of contact with an alkaline hair treating composition,
such as an alkaline permanent wave treatment, or a soap
film on the hair, to repair the hair damage and/or
10 increase hair shine. More particularly, the present
invention is directed to a solution containing a weak
acid in an amount of about 0.05% to about 1.0% by
weight containing at least 0.75 milliequivalent of free
acid per milliliter of solution, capable of repairing
15 uplifted hair cuticles resulting from alkaline
treatment and capable of restoring natural shine to
hair that has been dulled as a result of alkaline hair
treatment compositions, such as alkaline permanent
waves.

20 **BACKGROUND OF THE INVENTION AND PRIOR ART**

Recently, body soaps, in bar form, have been
developed to provide dual purposes of a body soap and a
shampoo for the hair. Such body soap/shampoo
compositions can include hair conditioners for softness
25 and manageability of the hair and include a natural
soap base or a combination of a natural soap base,
e.g., a metal salt of a fatty acid, such as a sodium or
potassium salt, with a synthetic detergent soap base so
that the composition can cleanse the body as well as
30 the hair while leaving the hair soft and manageable.

One example of such a product is disclosed in the Tibbetts, et al. U.S. Patent No. 4,919,838. While such products are adequate for cleansing both the body and the hair, even when such products contain hair
5 conditioners, such bar soaps are significantly alkaline, thereby damaging the hair cuticle at times, and leave a film of soap on the hair shaft that significantly dulls the natural hair shine.

Other alkaline hair-treating compositions
10 that can cause significant damage to hair and leave the hair in a dull, non-shiny condition include alkaline permanent wave compositions, such as those disclosed in this assignee's Kolc, et al. U.S. Patent No. 4,913,900; as well as tinting, frosting, and bleaching
15 compositions; environmental conditions, such as climate and pollution; antidandruff shampoo compositions, and other treatments that leave a solid residue on the hair shaft.

The reducing agent step of a permanent wave
20 process and, in particular, alkaline thioglycolates, can cause significant damage to the hair cuticle since alkaline salts of thioglycolic acid, e.g., the ammonium salt of thioglycolic acid ($pK_a = 10.4$) have acceptable waving efficiency only if the pH of solution exceeds 9.
25 If the pH of the reducing agent composition is in the range of about 10 to about 12, the hair cuticle can be uplifted at a number of sites on the hair cuticle and the hair can be significantly dulled and remain dull even after oxidation to complete the permanent waving
30 process.

A Japanese patent application, HEI 2-68303 discloses a composition that is capable of eliminating odor resulting from treating hair with a cysteamine hair processing agent. This composition has a pH of about 2.0 — 2.7 and contains 0.1 — 0.5 milliequivalent of free acid per milliliter. If the pH of this composition is above 2.7, removal of odor is insufficient; and if the amount of acid per milliliter is above 0.5 milliequivalent, the hair is hardened and damaged.

A published European patent application 0 401 454 teaches the use of at least 5% ascorbic acid for prevention of oxidative damage to the hair by hydrogen peroxide.

In accordance with the present invention, it has been found that a solution of weak acid having a pH in the range of about 2.0 to about 5.5, particularly having a pH of about 2.0 to about 4.0, and having at least 0.75 milliequivalent of free acid per milliliter of solution, repairs hair that has been damaged by an alkaline treatment, such as the reducing agent lotion step of the permanent waving process, while restoring full shine to dulled hair that has been dulled as a result of an alkaline treatment of, or retention of solid residue on the hair.

SUMMARY OF THE INVENTION

In brief, the present invention is directed to a method of treating hair that has been damaged and/or dulled as a result of an alkaline hair treatment including contacting the hair with a solution of weak

acid having a pH in the range of about 2.0 to about 5.0, preferably about 2.0 to about 3.8 and having at least 0.75 milliequivalent of free acid per milliliter of solution, to restore natural shine to the dulled hair and to repair uplifted cuticles, if any, that have resulted from the alkaline hair treatment.

Accordingly, one aspect of the present invention is to provide a new and improved method of post-alkaline hair treatment capable of substantially increasing the hair shine and/or repairing uplifted cuticles resulting from harsh alkaline hair treatment.

Another aspect of the present invention is to provide a method of treating alkaline permed hair with a weak acid solution having a pH of about 2.0 to about 3.8 and containing at least 0.75 milliequivalent of free acid per milliliter of solution to fully restore hair shine to alkaline-dulled hair.

The above and other aspects and advantages of the present invention will become more apparent from the following detailed description of the preferred embodiments.

DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS

Hair that is treated with alkaline compositions may be damaged and can appear dull. Recently, combination soap/shampoo products have been introduced and with the natural movement, consumers have been using bar soap to wash their hair. This creates a need for products which can effectively

remove the resulting dull film. Also, treatment with alkaline materials, such as permanent waves, hair color, and the like damages the hair, leaving it dull.

Surprisingly, it has been found that only small amounts of a weak acid, having a pKa in the range of about 4.0 to about 7.0, is needed to restore shine to the hair. Even more surprisingly, it has been found that the damage caused by an alkaline permanent wave is eliminated by the method of the present invention.

The weak acids that are useful in the acid solutions, used in the method of the present invention include:

	<u>Acid and Concentration</u>	<u>pH of Solution</u>
	Tartaric, 0.1 N	2.2
15	Malic, 0.1 N	2.2
	Citric, 0.1 N	2.2
	Formic, 0.1 N	2.3
	Lactic, 0.1 N	2.4
	Acetic, N	2.4
20	Acetic, 0.1 N	2.9
	Acetic, 0.01 N	3.4
	Benzoic, 0.01 N	3.1
	Alum, 0.1 N	3.2
	Carbonic (saturated)	3.8
25	Hydrogen sulfide, 0.1 N	4.1
	Arsenious (saturated)	5.0

The acid solution, in order to be effective to completely restore shine to alkaline-dulled hair, should have a pH in the range of about 2.0 to about 5.0. To achieve the full advantage of the present invention, the pH of the acid-treating solution should be in the range of about 2.0 to about 3.8 in order to completely restore alkaline-dulled hair to its natural shine. Further, the acid solution should contain at

least 0.75 milliequivalent of free acid per milliliter of solution and up to about 2.0 milliequivalent of acid per milliliter of solution. If the pH of the acid-treating solution is below about 2.0, hair damage may result. If the pH of the acid-treating solution is above about 5.0, very little shine improvement is experienced.

Surprisingly, it has been found that a weak solution of citric acid provides noticeably more shine restoration to alkaline-dulled hair than other weak acids. Accordingly, it is preferred that the acid-treating solution of the present invention used in the method of the present invention is citric acid. It has been found that an acid-treating solution containing about 0.05% citric acid to about 1% by weight citric acid, preferably about 0.1% to about 0.5% citric acid, significantly improves the shine on alkaline-treated dulled hair and, more surprisingly, restores uplifted cuticles resulting from harsh alkaline hair treatments, such as alkaline permanent wave reducing compositions.

Examples of suitable acid-treating solutions useful in the method of the present invention are as follows:

EXAMPLE 1

Composition:

	<u>Item #</u>	<u>Description</u>	<u>Wt. %</u>
5	1	SOFT WATER	
	2	CITRIC ACID	99.56960
		(50% active in H ₂ O)	0.25000
10	3	PEG-15 NONYL PHENYL ETHER	
		(fragrance solubilizer)	0.02000
	4	FRAGRANCE	
	5	DMDM HYDANTOIN (Preservative)	0.01000
15	6	METHYLCHLOROISOTHIAZOLINONE/METHYLISOTHI-	0.10000
		APOLINONE (Preservative)	0.05000
	7	ASCORBIC ACID	0.00010
	8	LACTIC ACID, 88%	0.00010
15	9	D&C RED #33 (100%)	0.00005
	10	FD&C BLUE #1	0.00015

Manufacturing Steps:

1. ADD THE CITRIC, LACTIC AND ASCORBIC ACIDS TO THE WATER.
- 20 2. PRE-MIX THE PEG-15 NONYL PHENYL ETHER AND THE FRAGRANCE, ADD TO THE BATCH. MIX UNTIL UNIFORM.
3. ADD THE PRESERVATIVES.
4. ADD THE COLORS.

25

EXAMPLE 2

Composition:

	<u>Item #</u>	<u>Description</u>	<u>Wt %</u>
30	1	SOFT WATER	
	2	CITRIC ACID	99.50000
		(50% active in H ₂ O)	0.50000

EXAMPLE 3

Composition:

	<u>Item #</u>	<u>Description</u>	<u>Wt %</u>
5	1	SOFT WATER	98.97000
	2	CITRIC ACID (50% active in H ₂ O)	1.00000
	3	PEG-15 NONYL PHENYL ETHER (fragrance solubilizer)	0.02000
	4	FRAGRANCE	0.01000

10 Manufacturing Steps:

1. ADD THE CITRIC ACID TO THE WATER.
2. PRE-MIX THE PEG-15 NONYL PHENYL ETHER AND THE FRAGRANCE, ADD TO THE BATCH. MIX UNTIL UNIFORM.

15

EXAMPLE 4

Composition:

	<u>Item #</u>	<u>Description</u>	<u>Wt %</u>
20	1	SOFT WATER	99.01980
	2	CITRIC ACID (50% active in H ₂ O)	0.80000
	3	PEG-15 NONYL PHENYL ETHER (fragrance solubilizer)	0.02000
	4	FRAGRANCE	0.01000
25	5	DMDM HYDANTOIN (Preservative)	0.10000
	6	METHYLCHLOROISOTHIAZOLINONE/METHYLISOTHI- AZOLINONE (Preservative)	0.05000
	7	D&C RED #33 (100%)	0.00005
	8	FD&C BLUE #1	0.00015

Manufacturing Steps:

- 30
1. ADD THE CITRIC ACID TO THE WATER.
 2. PRE-MIX THE PEG-15 NONYL PHENYL ETHER AND THE FRAGRANCE, ADD TO THE BATCH. MIX UNTIL UNIFORM.
 3. ADD THE PRESERVATIVES.
- 35
4. ADD THE COLORS.

The compositions also can include anionic, cationic, amphoteric or nonionic surfactants in an amount of about 0.1% to about 20% by weight to impart cleansing and/or emulsifying properties to the composition. Likewise, the compositions can contain other emulsifiers, humectants and similar materials to provide conditioning properties, aesthetic properties and desirable physical properties to the hair.

For example, representative nonionic surfactants include esters of polyols and sugars; the polyethoxylated and/or polypropoxylated alkylphenols; the polyhydroxylated polyethers of fatty alcohols; and the condensation products of ethylene oxide with long chain mercaptans or long chain amides. Similarly, representative anionic surfactants include alkali metal salts, ammonium salts or salts of amines or amino alcohols of fatty acids such as oleic acid; of the sulfates of fatty alcohols, principally C_{12} - C_{14} and C_{16} fatty alcohols; of the sulfates of polyethoxylated fatty alcohols; the alkylbenzenesulfonates, such as those wherein the alkyl moiety has 12 carbon atoms; or the alkylaryl polyether sulfates and monoglyceride sulfates. All these nonionic and anionic surfactants, as well as numerous others not cited here, are well known in the art and are fully described in the literature.

More particularly, typical cleansing surfactants include anionic surfactants such as the magnesium, sodium, ammonium, potassium or triethanolamine salts of lauryl sulfate and lauryl ether sulfate; nonionic surfactants such as fatty acid alkanolamides, like lauric acid diethanolamide

(lauramide DEA), lauramide MEA (monoethanolamide), cocamide DEA, cocamide MEA, capramide DEA, ricinoleamide DEA, soyamide DEA, myristamide DEA, stearamide DEA, oleylamide DEA, tallowamide DEA, lauramide MIPA, stearamide MEA, tallowamide MEA, isostearamide MEA, isostearamide DEA, myristamide MEA or combinations thereof; and amphoteric surfactants such as N-cocamidopropyl dimethyl glycine. The anionic surfactants, such as the sodium, magnesium, ammonium, potassium and triethanolamide salts of lauryl sulfate, are preferred because they provide richer and more stable foam than other cleansing surfactants at comparable concentrations. All these nonionic, amphoteric and anionic surfactants, as well as numerous others not cited herein, are well known in the art and are fully described in the literature. Many additional anionic, cationic, nonionic and amphoteric surfactants are described in McCUTCHEON'S DETERGENTS AND EMULSIFIERS, 1989 ANNUAL, published by McCutcheon Division, MC Publishing Co., and herein incorporated by reference.

In order to show the surprising hair shine restoration ability of the method of the present invention, hair was first dulled with a bar soap solution and then treated with the citric acid solution of Example 1 at varying concentrations of citric acid to show the significant shine improvement as well as the importance of the pH of the treating solution, as follows. In order to dull the hair, chips of Ivory soap were added to water to make a 10% solution, by weight. The solution was heated until all soap chips were dissolved and a uniform solution was obtained. The solution was then stirred until cool forming a soap

solution having a pH of 10.053. Four brown hair tresses weighing 4 grams each were washed with 2 grams each of the soap solution and each was allowed to air dry overnight at room temperature. All tresses washed
 5 with soap solution appeared dull. Citric acid was added to water to prepare rinse solutions having the following pH values: 5.465, 4.422, 3.802 and 3.513. Also, a 0.5 milliequivalent solution of citric acid (0.00327%), pH = 6.265, was prepared for comparison.

10 Ten milliliters of each of the above acid solutions were applied to the dull tresses. The solutions were allowed to remain on the hair for two minutes and then rinsed with 100°F Chicago tap water for 30 seconds. The tresses were then allowed to air
 15 dry overnight. Shine was evaluated visually using the following scale: 1 = dull; 3 = shiny. The results were as follows:

	<u>pH of rinse</u>	<u>Shine value</u>
	no rinse (soap only)	1 dull
20	(0.5 me) 6.265	1 dull
	5.465	2.50 slight dulling
	4.422	2.75 slight dulling
	3.802	3 shiny
	3.513	3 shiny
25	2.0	3 shiny
	no soap	3 shiny

Further, the capability of the method of the present invention to smooth uplifted cuticles in hair damaged by alkaline treatments was evaluated as
 30 follows. Hair was first damaged with an alkaline waving lotion and compared before and after treatment:

with the acid solution of Example 1 as follows: two bundles of six hair fibers, made from a pre-washed tress, were used for this experiment. Each bundle was treated with an alkaline waving lotion (Impact Perm) and rinsed. The samples were not neutralized. One bundle was then treated with the acid solution of Example 1 while the other was left as an untreated control.

After air drying, the fibers were affixed to sample stubs containing double-sided adhesive tape. The samples were examined by scanning electron microscopy (SEM) at various magnifications.

The fibers in the untreated control sample were found to contain uplifted cuticles while those in the bundle treated with treating solution of Example 1 did not. Photomicrographs of representative fibers were attached.

Optionally, the acid-treating composition used in the method of the present invention may include a conditioner to improve the combing and manageability of the hair. Particularly, suitable conditioners are the polymeric quaternary ammonium salts, such as Polyquaternium 1 through Polyquaternium 14, inclusive, conditioners defined on page 245, CTFR Cosmetic Ingredient Dictionary, Third Edition, 1982, hereby incorporated by reference. The preferred conditioners are Polyquaternium-4, Polyquaternium-10 and Polyquaternium-11. The conditioner, when added, is included in an amount of about 0.01% to about 2.0% by weight of the composition.

Other common cosmetic additives can be incorporated into the acid-treating composition of the method of the present invention, as long as the basic property of hair shine restoration is not substantially adversely affected. These additives include, but are not limited to, commonly used fragrances, dyes, opacifiers, pearlescing agents, thickeners, foam stabilizers, preservatives, water softening agents, acids, bases, buffers and the like; and will usually be present in weight percentages of less than about 1% each, and about 2% to about 5% in total. The composition vehicle is predominantly water but organic solvents also can be added to the composition in order to solubilize optional additive compounds that are not sufficiently soluble in water. Suitable solvents include the lower alcohols, such as ethanol and isopropanol and mixtures.

The acid-treating composition used in the method of the present invention optionally can be thickened, for example, with sodium alginate, gum arabic, cellulose derivatives such as methylcellulose, hydroxyethylcellulose, hydroxypropylmethylcellulose and carboxymethylcellulose, and various polymeric thickeners, such as acrylic acid derivatives. It is also possible to use inorganic thickeners, such as bentonite. These thickeners, when included, preferably are present in an amount from about 0.1% to about 10% by weight and, in particular, from about 0.5% to about 3% by weight, based on the total weight of the composition.

The composition has the pH in the range of about 2.0 to about 5.0, preferably, about 2.0 to about 3.8. To achieve the full advantage of the present invention, the composition has a pH of about 2.0 to
5 about 3.5 and contains about 1 milliequivalent of free acid per milliliter.

~~WHAT IS CLAIMED IS:~~

The claims defining the invention are as follows:

1. A method of restoring shine to hair that has been dulled as a result of contact with an alkaline hair treating composition comprising:

contacting the hair with an acid solution having an acid concentration of 0.05% to 1.0% by weight, having a pH in the range of about 2.0 to about 5.0 and containing at least about 0.75 milliequivalent of free acid per milliliter of acid solution; and

rinsing the hair with water.

2. The method of Claim 1, wherein the acid has a pKa in the range of about 4 to about 7.

3. The method of claim 2, wherein the acid is an organic acid selected from the group of tartaric, malic, citric, formic, lactic, acetic, benzoic, alum, carbonic, H₂S, arsenious, hydrocyanic, boric, and mixtures thereof.

4. The method of Claim 1, wherein the acid is citric acid.

5. The method of Claim 1, wherein the acid solution has an acid concentration in the range of about 0.05% to about 0.5% by weight and has a pH in the range of about 2.0 to about 3.8.

6. The method of Claim 1, wherein the acid solution is an aqueous solution of citric acid, ascorbic acid and lactic acid.

7. A method of repairing damaged hair that includes uplifted cuticles resulting from contact with an alkaline hair treating composition comprising:

contacting the hair with an acid solution having an acid concentration of about 0.05% to about 1.0% by weight, having a pH in the range of about 2.0 to about 5.0 and containing at least about 0.75 milliequivalent of free acid per milliliter of acid solution; and

rinsing the hair with water.

8. The method of Claim 7, wherein the acid has a pKa in the range of about 4 to about 7.

9. The method of Claim 8, wherein the acid is an organic acid selected from the group of tartaric, malic, citric, formic, lactic, acetic, benzoic, alum, carbonic, H₂S, arsenious, hydrocyanic, boric, and mixtures thereof.

10. The method of Claim 7, wherein the acid is citric acid.

11. The method of Claim 7, wherein the acid solution has an acid concentration in the range of about 0.05% to about 0.5% by weight and has a pH in the range of about 2.0 to about 3.8.

12. The method of Claim 7, wherein the acid solution is an aqueous solution of citric acid, ascorbic acid and lactic acid.

13. A method of cleansing hair and increasing shine on the cleansed hair comprising contacting the hair with a solid alkaline soap containing a metal salt of a fatty acid to cleanse the hair and to curl the hair; and

thereafter contacting the hair with an acid solution having an acid concentration in the range of about 0.05% to about 1.0% by weight, having a pH in the range of about 2.0 to about 5.0, and containing at least about 0.75 milliequivalent of free acid per milliliter of acid solution; and rinsing the hair with water.

14. The method of Claim 13, wherein the acid has a pKa in the range of about 4 to about 7.

15. The method of Claim 14, wherein the acid is an organic acid selected from the group of tartaric, malic, citric, formic, lactic, acetic, benzoic, alum, carbonic, H_2S , arsenious, hydrocyanic, boric, and mixtures thereof.

16. The method of Claim 13, wherein the acid is citric acid.

17. The method of Claim 13, wherein the acid solution has an acid concentration in the range of about 0.05% to about 0.5% by weight and has a pH in the range of about 2.0 to about 3.8.

5 18. The method of Claim 13, wherein the acid solution is an aqueous solution of
citric acid, ascorbic acid and lactic acid.

10 19. The method of Claim 1, wherein the acid solution contains a surfactant in an
amount of about 0.1% to about 20% by weight.

20 20. The method of Claim 7, wherein the acid solution contains a surfactant in an
amount of about 0.1% to about 20% by weight.

15 21. A method of restoring shine to hair that has been dulled as a result of contact
with an alkaline hair treating composition, comprising: contacting the hair with a
composition substantially as herein described with reference to any one of Examples 1 to 4;
and rinsing the hair with water.

20 13 September, 1993
HELENE CURTIS, INC.

25 Patent Attorneys for the Applicant
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Method of Increasing Hair Shine and Repairing Alkaline-Damaged Hair

ABSTRACT

A method of treating hair that has been damaged and/or dulled as a result of an alkaline hair treatment including contacting the hair with a solution of weak acid having a pH in the range of about 2.0 to about 5.0, preferably about 2.0 to about 3.8 and having at least 0.75 milliequivalent of free acid per milliliter of solution, to restore natural shine to the dulled hair and to repair uplifted cuticles, if any, that have resulted from the alkaline hair treatment.